

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION

THE ESTATE OF SUSIE BRAWHAW, BY AND  
THROUGH MAGNOLIA MAYS, ADMINISTRATRIX  
OF THE ESTATE OF SUSIE BRAWHAW, FOR THE USE  
AND BENEFIT OF THE WRONGFUL DEATH  
BENEFICIARIES OF THE ESTATE OF SUSIE BRAWHAW

PLAINTIFF

v.

CIVIL ACTION  
NO. 2:006-CV-194-WAP-SAA

MARINER HEALTH CARE, INC. F/K/A MARNIER  
POST-ACUTE NETWORK, INC.; MARINER HEALTH CENTRAL INC.;  
NATIONAL HERITAGE REALTY, INC.; MARNIER  
HEALTH CARE MANAGEMENT COMPANY F/K/A LC  
MANAGEMENT COMPANY; MHC MIDAMERICA  
HOLDING CO.; MHC HOLDING CO.; EVERGREEN  
HEALTHCARE, INC; GRANCARE, LLC.;  
UNIDENTIFIED ENTITIES 1 THROUGH 10 AND  
JOHN DOES 1 THROUGH 10  
(AS TO BOLIVAR HEALTH & REHABILITATION CENTER)

DEFENDANTS

**ORDER**

Defendants Mariner Health Care, Inc. et al seek an order to strike all of plaintiff's witnesses listed in the pretrial order [docket no. 135]. Plaintiff's pretrial order dated July 2, 2008 listed 86 "may call" witnesses. Plaintiff has further reduced the list of "may call" witnesses to 32 individuals as evidenced in a pretrial order submitted to the court on July 11, 2008. In addition, the determination of the reasonable number of witnesses to be called at trial is best left to the trier of fact. For these reasons, it is

ORDERED

That defendants' motion to strike all of plaintiff's witnesses is DENIED.

This the 15th day of July.

/s/ S. ALLAN ALEXANDER  
U.S. MAGISTRATE JUDGE